

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Norfolk Division

In re:
LISA DARLENE EVANS,

Case No. 18-73222-FJS
Chapter 13

Debtor.

MOTION TO DISMISS AND NOTICE OF HEARING

COMES NOW R. Clinton Stackhouse, Jr., Chapter 13 Trustee (the “**Trustee**”), and moves to dismiss this case. In support of this motion, the Trustee states as follows:

1. Lisa Darlene Evans (the “**Debtor**”), filed a voluntary petition for bankruptcy relief under Chapter 13 of Title 11 of the United States Code in this Court on September 12, 2018. Relief was ordered. The Trustee was appointed in this case and continues to serve in that capacity.

2. On September 18, 2018, the Debtor filed her original plan (the “**Plan**”), which was confirmed by the Court on December 12, 2018.

3. On February 1, 2019, the Debtor filed an amended plan (the “**Amended Plan**”), which was confirmed by the Court on March 15, 2019.

4. On May 16, 2019, and again on June 26, 2019, the Trustee requested copies of the Debtor’s tax returns for year ending 2018. As of the date of this motion, the requested information has not been forthcoming.

5. Based upon the above, the Debtor is not cooperating in the administration of this case; therefore, the Debtor is not proceeding good faith.

R. Clinton Stackhouse, Jr. VSB No. 19358
Chapter 13 Trustee
7021 Harbour View Blvd., Suite 101
Suffolk, VA 23435
(757) 333-4000 Telephone
(757) 333-3434 Facsimile

For the foregoing reasons, the Trustee prays that this case be dismissed, and for such other relief as this Court may deem just under the circumstances.

NOTICE OF HEARING ON MOTION TO DISMISS

Your rights may be affected. You should read these papers carefully and discuss them with you attorney, if you have one in this bankruptcy case. (if you do not have an attorney, you may wish to consult one.) If you do not want the Court to dismiss your case or if you want the Court to consider your views on the Motion, then you and your attorney must:

ATTEND THE HEARING SCHEDULED TO BE HELD:

at United States Bankruptcy Court on November 5, 2019 at 11:30 a.m.
600 Granby Street, 4th Floor
Courtroom Two
Norfolk, Virginia 23510

to consider and act upon the Motion to Dismiss filed by the Chapter 13 Trustee.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motion and may enter an order granting relief.

R. Clinton Stackhouse, Jr.
Chapter 13 Trustee

/s/ R. Clinton Stackhouse, Jr.

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of September, 2019, I will electronically file the foregoing Motion with the Clerk using the CM/ECF system, which will then send electronic notification of such filing to Christopher M. Baker, Esq., counsel for the Debtor, to those parties designated to receive service via the Court's ECF, and that a true copy was mailed, first class, postage prepaid to:

Lisa Darlene Evans
3905 Winwick Way
Virginia Beach, VA 23456

/s/ R. Clinton Stackhouse, Jr.
